

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**March 5, 2002**

**DIVISION ONE**

B152548      Corrigan      (Not for Publication)

v.

Superior Court, Los Angeles County  
(Goyota Motor Corporation et al., r.p.i.)

The petition is granted, and the writ will issue compelling the superior court to vacate its order of dismissal and place this case back on track for trial. Corrigan is awarded her costs of these writ proceedings.

Vogel (Miriam A.), J.

I concur:      Mallano, J.

I dissent:      Ortega, Acting P.J. (Opinion)

B149912      People      (Not for Publication)

v.

Sanchez

The judgment is affirmed.

Ortega, Acting P.J.

We concur:      Vogel (Miriam A.), J.  
                         Mallano, J.

DIVISION TWO

B146368 Hagberg (Not for Publication)  
v.  
California Federal Bank

The judgment is affirmed. Respondent shall receive costs on appeal.

Nott, Acting P.J.

We concur:   Doi Todd, J.  
                   Ashmann-Gerst, J.

B148132      Dronet      (Not for Publication)  
v.  
Colunga et al.

We conclude that appellant was required to file a claim under the Act before proceeding with her complaint. Her failure to do so justifies the result obtained in the trial court. Our conclusion makes moot any further contention of respondents.

The judgment is affirmed. Respondents are awarded costs on appeal.

Nott, J.

We concur: Boren, P.J.  
Doi Todd, J.

[illegible]

The judgment appealed from is affirmed.

Nott, J.

We concur:   Boren, P.J.  
                  Doi Todd, J.

## DIVISION TWO (Continued)

B150226      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Priscilla M.

The judgment is affirmed.

Nott, Acting P.J.

We concur:   Doi Todd, J.  
                   Ashmann-Gerst, J.

DIVISION THREE

B148873 People v. Hesse (Not for Publication)

We modify the sentence in this case by striking one of the enhancements imposed pursuant to section 667.5. The trial court is directed to prepare an amended abstract of judgment reflecting this modification, as well as the correct amount of the restitution and parole revocation fines imposed, and forward it to the Department of Corrections. In all other respects, the judgment is affirmed.

Klein, P.J.

We concur:   Croskey, J.  
                      Kitching, J.

B147030 People (Not for Publication)  
v.  
Harrod

The judgment is affirmed.

Klein, P.J.

We concur:   Croskey, J.  
                      Kitching, J.

## March 5, 2002-Continued

### DIVISION THREE (Continued)

B135046 People (Not for Publication)  
v.  
Rojo

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.  
Aldrich, J.

B151211      Fran W. and Arthur W.  
v.  
Terry W.  
In re Melissa W., a minor

Filed order granting petition for rehearing. Father's answer to petition for rehearing includes a request for sanctions which requires oral argument, therefore, the matter is set for calendar on March 13, 2002, at 1:30 p.m.

DIVISION FOUR

B147712      Yohannes      (Not for Publication)  
v.  
City of Pasadena

The judgment is affirmed. Respondent(s) to recover costs.

Hastings, J.

We concur: Vogel (C.S.), P.J.  
Epstein, J.

## DIVISION FOUR (Continued)

B149397      People                                  (Not for Publication)  
v.  
William Kragthorpe

For the foregoing reasons, the judgment is affirmed.

Hastings, J.

We concur: Vogel (C.S.), P.J.  
Curry, J.

B152603      People                                  (Not for Publication)  
v.  
Tyrone Spikes, Jr.

For the foregoing reasons, the fine imposed pursuant to Penal Code section 1202.4, and the fine imposed and suspended pursuant to Penal Code section 1202.45, are reduced to \$200.00 each. As modified the judgment is affirmed. The trial court is directed to prepare and forward to the Department of Corrections an amended abstract of judgment reflecting this modification.

Vogel (C.S.), P.J.

We concur: Hastings, J.  
Curry, J.

B151805 NSC Communications Public  
Services Corporation, Inc. (Not for Publication)  
v.  
Payphone USA Locators, Inc.

The judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.  
Epstein, J.

DIVISION FOUR (Continued)

B149584      Los Angeles County, D.C.F.S.      (Not for Publication)  
                 v.  
                 Jasmine L.

The juvenile court's March 26, 2001, order is hereby reversed. The matter is remanded to the juvenile court for a hearing pursuant to Welfare and Institutions code section 388.

Curry, J.

We concur:    Vogel (C.S.), P.J.  
                 Epstein, J.

DIVISION FIVE

Court convened at 9:00 A.M.

Present: Turner, P.J., Grignon, J., Mosk, J. and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B153757 People v. Steven Manderscheid  
B152011 People v. Tony D.  
B151620 People v. Duarte  
B149506 Imai v. Deignan  
B144960 Crawford v. Calvin Spann

Argument waived, cause submitted.

B143361      Ron Jenny et al.  
                 v.  
                 Hughes Aircraft Company

Merits:

Argued by David Wheeler for appellant and by Edie Brookes, Charles A. Bennett and Sean D. Cowdrey for respondents. Cause submitted.

DIVISION FIVE (Continued)

B145102 J. Lynwood Walker  
v.  
Countrywide Home Loans, Inc.

Merits:  
Argued by Marc M. Seltzer for appellant and by Jan T. Chilton for respondent. Cause submitted.

B149828 People  
v.  
Art Gonzalez

Merits:  
Argued by Kathy Chavez for appellant and by Lauren Dana, deputy attorney general, for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:00 P.M.

Present: Grignon, Acting P.J., Armstrong, J., Mosk, J. and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B153134 People v. Oscar Sanchez  
B152630 D.C.F.S. v. Kory B.  
B153289 D.C.F.S. v. William B Michelle G.  
B151583 People v. Michael Larson  
B148550 People v. Philip Young

Argument waived, cause submitted.

DIVISION FIVE (Continued)

B149027      Cirilo Navarro et al.  
                 v.  
                 Las Encinas Hospital et al.

Merits:  
Argued by Stephen Michael Padilla for appellant and by Lawrence A. Greenfield and Rebecca Lipscomb for respondents. Cause submitted.

B151233      Joan Bright  
                 v.  
                 Washington Mutual Bank

Merits:  
Argued by B. Daniel Lynch for appellant and by Lisa M. Simonetti for respondent. Submission deferred awaiting supplemental letter briefs. Cause to be submitted March 15, 2002.

B148612      Joan H. Cunningham  
                 v.  
                 Ben Naghi

Merits:  
Argued by Cheryl A. Orr for appellant and by John C. Taylor for respondent. Cause submitted.

Court adjourned.

B150874      Los Angeles County, D.C.F.S.  
                 v.  
                 Fred M.  
                 In re Shareen M.

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed June 14, 2001) dismissed.

DIVISION SIX

B152651 Santa Barbara County Child Protective Services  
v.  
Eric C., et al.

Filed order dismissing the appeals as abandoned.

B149111 People (Not for Publication)  
v.  
Hopson

Accordingly, the judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.  
Coffee, J.

B152239 People (Not for Publication)  
v.  
Munster

The judgment is affirmed.

Perren, J.

We concur: Yegan, Acting P.J.  
Coffee, J.

B154002 People (Not for Publication)  
v.  
Keeler

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.  
Coffee, J.

March 5, 2002-Continued

## DIVISION SIX (Continued)

[illegible]

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.  
Coffee, J.

B147908      Levingston      (Not for Publication)  
v.  
Board of Retirement, Santa Barbara County Employees'  
Retirement System

The judgment is affirmed. Costs to respondent.

Gilbert, P.J.

We concur: Yegan, J.  
Coffee, J.

B148128 Swanson (Not for Publication)  
v.  
St. John's Regional Medical Center

The judgment is affirmed with costs to respondents.

Yegan, Acting P.J.

We concur: Coffee, J.  
Perren, J.

DIVISION SIX (Continued)

B151888      Human Resources Agency      (Not for Publication)

v.

Glennis P.

In re Ruby P., a Person Coming Under the Juvenile Court Law

The orders denying the modification petition and terminating parental rights are affirmed.

Perren, J.

We concur:   Gilbert, P.J.  
                     Yegan, J.

B149669      People

v.

Nolan

Filed order denying petition for rehearing.

DIVISION SEVEN

B151388      Los Angeles County, D.C.F.S.      (Not for Publication)

v.

Lieutenant T. and Andrea W.

In re Amber W.

The judgment is affirmed.

Lillie, P.J.

We concur:   Johnson, J.  
                     Woods, J.

## DIVISION SEVEN (Continued)

B151892 People (Not for Publication)

V.

Danny Rene Quinteros

The judgment is affirmed.

Lillie, P.J.

We concur:     Johnson, J.

Woods, J.

B151188 Sarah Cunico (Not for Publication)

V.

Nichole Miller et al.

The judgment is affirmed. Each party to bear their own costs.

Lillie, P.J.

We concur: Woods, J.

Perluss, J.

B150923 People (Not for Publication)

V.

Michael De Angelo Begaye

Appeal is dismissed.

Lillie, P.J.

I concur: Woods, J.

I dissent: Perluss, J. (Opinion)

B147378 People

V.

Burciaga

Filed order denying appellant's petition for rehearing.

DIVISION SEVEN (Continued)

115287-02

The HONORABLE AURELIO MUNOZ, Judge of the Los Angeles Superior Court, Los Angeles County, is hereby assigned to assist the Court of Appeal, Second Appellate District, Division Seven, as a Justice thereof, on the following dates:

April 9, 2002 to May 9, 2002

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

Dated: March 1, 2002

Ronald M. George  
Chief Justice of California and  
Chairperson of the Judicial Council

B142179     Harris  
                 v.  
                 Rudin, Richman & Appel

Filed order denying petition for rehearing.

B142179     Harris  
                 v.  
                 Rudin, Richman & Appel

Filed order modifying opinion filed February 6, 2002. (No change in judgment)

DIVISION EIGHT

B143701      Rodriguez                              (Not for Publication)  
                 v.  
                 R.M.S. Inspections Services, Inc.

The orders appealed from are affirmed. Respondents shall recover their costs on appeal.

Rubin, J.

We concur:    Cooper, P.J.  
                 Boland, J.